

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:08-cr-00256-RJC

USA)
)
)
vs.)
)
TERENCE DEVON GARMON)

ORDER

THIS MATTER is before the Court upon motion of the defendant pro se requesting that the Court revoke his supervised release and sentence him in absentia concurrently with a state sentence he is serving. (Doc. No. 77).

The government opposes a concurrent sentence, noting that USSG §7B1.3 calls for consecutive sentence in these circumstances. (Doc. No. 79: Response at 2-3). Because the defendant's waiver of his appearance is conditioned upon receiving a concurrent sentence, (Doc. No. 77: Motion at 3), it appears that a hearing will be necessary when he is brought into federal custody.

IT IS, THEREFORE, ORDERED that the defendant's motion (Doc. No. 77) is **DENIED**.

The Clerk is directed to certify copies of this order to the defendant, the United States Attorney, the United States Probation Office, and the United States Marshals Service.

Signed: August 29, 2018



Robert J. Conrad, Jr.
United States District Judge
